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8 Attorneys for Defendants,  
9 COUNTY OF CONTRA COSTA,  
10 CONTRA COSTA COUNTY IN-HOME SUPPORT  
11 SERVICES PUBLIC AUTHORITY  
12 (incorrectly sued herein as IHSS PUBLIC AUTHORITY),  
13 and JOHN COTTRELL

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA

16 GLORIA DELLAFOSSE,

Case NO. C 07 3948

17 Plaintiff,

18 vs.

[PROPOSED] ORDER GRANTING  
DEFENDANTS' MOTION TO DISMISS FOR  
FAILURE TO STATE A CLAIM UPON WHICH  
RELIEF CAN BE GRANTED (FRCP 12(b)(6))

19 COUNTY OF CONTRA COSTA, IHSS PUBLIC  
20 AUTHORITY, JOHN COTTRELL,  
21 EXECUTIVE DIRECTOR, DOES 1 to 100,  
22 Defendants.

Date: March 21, 2008  
Time: 9:00 a.m.  
Courtroom: 7, 19<sup>th</sup> Floor  
Judge: The Hon. Maxine M. Chesney

23 Defendants, COUNTY OF CONTRA COSTA, CONTRA COSTA COUNTY IN-HOME  
24 SUPPORT SERVICES PUBLIC AUTHORITY (sued incorrectly herein as IHSS PUBLIC  
25 AUTHORITY) and JOHN COTTRELL brought a Motion to Dismiss in the above-referenced matter  
26 which was heard on March 21, 2008, in the above-referenced court. Andrea S. Carlise appeared on  
27 behalf of Defendants and moving parties. John L. Taylor appeared on behalf of Plaintiff GLORIA  
28 DELLAFOSSE. The matter was argued and submitted.

1 The Court, having considered all the issues raised in the papers filed in support and in opposition  
2 to the motion, as well as any argument of counsel in the above-referenced matter hereby rules as follows:

3 1. Defendants' Motion to Dismiss is GRANTED in its entirety.

4 2. The reasons for the granting of Defendant's Motion to Dismiss are set forth in  
5 Defendants' Motion and the Memorandum of Points and Authorities filed in support thereof, including  
6 all of the legal authorities cited therein.

7 3. Plaintiff shall take nothing by way of her Complaint, and Defendants are awarded costs.

8 It is so adjudged, ordered, and decreed.

9  
10 DATED:

11 By: \_\_\_\_\_  
12 MAXINE M. CHESNEY  
13 JUDGE OF THE UNITED STATES DISTRICT  
14 COURT, FOR THE NORTHERN DISTRICT OF  
15 CALIFORNIA  
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